



16138 U.S. PTO

## CERTIFICATION UNDER 37 CFR 1.10

I hereby certify that this paper and the documents referred to as attached or enclosed are being deposited with the United States Postal Service on the date set forth below in an envelope as "Express Mail Post Office to Addressee" service under 37 CFR 1.10, with the below indicated mailing label number, addressed to MS Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: Jan. 2, 2004

Terri M. Sasser  
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Mailing Label Number: 387310437 US19270 U.S. PTO  
10/750936

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. NEWTP108US

MS Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

## PATENT APPLICATION TRANSMITTAL

Transmitted herewith for filing is the patent application of:

Inventor(s): David G. Targosky

Title: A BIOMETRIC AUTHENTICATION SYSTEM AND METHOD FOR PROVIDING  
ACCESS TO A KVM SYSTEM

## 1. Papers Enclosed That Are Required for Filing Date under 37 CFR 1.53(b):

21 Pages of specification including claims1 Pages of Abstract4 Sheet(s) of drawing(s)

- ☐ The enclosed drawing(s) are photograph(s), and there is also attached a "PETITION TO ACCEPT PHOTOGRAPH(S) AS DRAWING(S)." 37 C.F.R. 1.84(b).

## 2. Additional papers enclosed:

- ☐ Preliminary Amendment  
☐ Assignment to \_\_\_\_\_  
☐ Information Disclosure Statement (37 CFR 1.98)  
☐ Form PTO-1449 ☐ Citations  
☐ Other:

3. Small Entity Status: ☒ Applicant claims small entity status. ☐ Not claimed.

4. Declaration or oath: ☒ Enclosed ☐ Not enclosed.  
☐ Enclosed is a copy of a declaration filed in prior application No. ≤ of which this is a ☐ continuation / ☐ divisional. The accompanying continuation or divisional application is not believed to introduce any new matter.
5. Language: ☒ English ☐ Non-English  
☐ A verified/accurate translation is enclosed (37 CFR 1.52(d)).
6. This application claims priority of the below listed application(s) (if any):

Country	Application No.	Filing Date	Certified Copy Enclosed

7. The filing fee is calculated below.

Fee Calculation					Fee
Basic fee →					\$770.00
Claims*	Number filed		Number extra	Rate	
Total claims	46	-20	26	\$18.00	\$468.00
Independent claims	5	-3	2	\$86.00	\$172.00
Multiple dependent claims (if applicable)				\$290.00	
Total of above					\$1,410.00
Small entity status claimed (1 if Yes, 0 if No) →				1	\$705.00
Total fee					\$705.00
Non-English language specification				\$130.00	
Fee for recording enclosed assignment				\$40.00	
Total fees					\$705.00

\*After any attached preliminary amendment reducing the number of claims and/or deleting multiple dependencies.

## 8. Form of payment:

☐ No fee being paid at this time.

☒ A check in the amount of \$705.00 to cover the above fees is enclosed.

☐ Please charge our Deposit Account No. 18-0988 in the amount of \$\_\_\_\_\_. A duplicate copy of this sheet is enclosed.

☐ Fee for extra claims is not being paid at this time.

## 9. The Commissioner is hereby authorized to charge the following additional fees by this paper and during the entire pendency of this application to Account No. 18-0988:

☐ 37 CFR 1.16(a), (f) or (g) (filing fees)

☐ 37 CFR 1.16(b), (c) and (d) (presentation of extra claims)

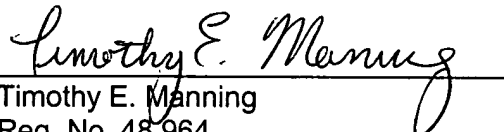
☐ 37 CFR 1.17 (application processing fees)

☐ 37 CFR 1.16(e) (surcharge for filing the basic filing fee and/or declaration on a date later than the filing date of the application)

## 10. Credit any overpayment to Deposit Account No.18-0988.

Respectfully submitted,

Date: 1/02/04



Timothy E. Manning  
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**NONPUBLICATION REQUEST  
UNDER  
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor

David G. Targosky

Title

**A BIOMETRIC AUTHENTICATION SYSTEM  
AND METHOD FOR PROVIDING ACCESS TO**

A KVM SYSTEM

Attorney Docket Number

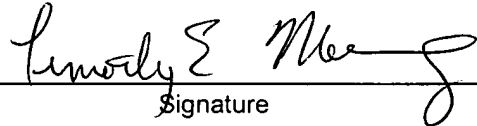
NEWTP108US

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

1/02/04

Date



Signature

(216) 621-1113

Telephone number

Timothy E. Manning

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

This collection of information is required by 37 CFR 1.213(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.